

SUMMARY REPORT DIGEST-
COMPLAINT REGISTER INVESTIGATION NO. 1
CHICAGO POLICE DEPARTMENT

235418

DATE OF REPORT (DAY-MO-YEAR)
29 April 1997
24 June 1997T

To be used in all cases that are to be classified as either EXONERATED, UNFOUNDED, NOT SUSTAINED, or in SUSTAINED cases where the Disciplinary Recommendation does not exceed FIVE (5) DAYS SUSPENSION.

SUBMIT ORIGINAL AND 3 COPIES IF ASSIGNED TO SAME UNIT AS ACCUSED.
SUBMIT ORIGINAL AND 4 COPIES IF NOT ASSIGNED TO SAME UNIT AS ACCUSED.

TO: SUPERINTENDENT OF POLICE

ATTENTION ☒ ADMINISTRATOR IN CHARGE, OFFICE OF PROFESSIONAL STANDARDS
☐ ASSISTANT DEPUTY SUPERINTENDENT, INTERNAL AFFAIRS DIVISION

FROM: INVESTIGATOR'S NAME Tellas Chandler		RANK Inv	STAR NO. 87	SOCIAL SEC. NO. [REDACTED]	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN 113
ADDRESS OF INCIDENT [REDACTED]		DATE OF INCIDENT - TIME 18 Mar 97 2300		HEAT OF INCIDENT 1222	LOCATION CODE 04	
NAME 1. Robert Poholik		RANK PO	STAR NO. 10721	SOCIAL SEC. NO. [REDACTED]	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 012
NAME 2. James Daniels		RANK PO	STAR NO. 6182	SOCIAL SEC. NO. [REDACTED]	EMPLOYEE NO. [REDACTED]	UNIT ASSIGN. 012
ACCUSED	SEX/RACE/D.O.B.	DATE OF APPOINTMENT		DUTY STATUS (TIME OF INCIDENT)		SWORN CIVILIAN
	1. M/W [REDACTED] 66	29 Jun 92		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input type="checkbox"/> SWORN CIVILIAN 01
	2. M/W [REDACTED] 67	05 Jul 94		<input checked="" type="checkbox"/> ON DUTY <input type="checkbox"/> OFF DUTY		<input type="checkbox"/> SWORN CIVILIAN 01
	IF APPLICABLE: DATE ARRESTED/INDICTED		CHARGES		COURT BRANCH	DISPOSITION & DATE
COMPLAINANTS	NAME		ADDRESS**		CITY STATE	TELEPHONE
	[REDACTED]		[REDACTED]		[REDACTED]	[REDACTED]
	NAME		ADDRESS**		CITY STATE	TELEPHONE
	[REDACTED]		[REDACTED]		[REDACTED]	[REDACTED]
VICTIMS	NAME		ADDRESS**		CITY STATE	TELEPHONE
	[REDACTED]		[REDACTED]		[REDACTED]	[REDACTED]
	NAME		ADDRESS**		CITY STATE	TELEPHONE
	[REDACTED]		[REDACTED]		[REDACTED]	[REDACTED]
WITNESSES	NAME		ADDRESS**		CITY STATE	TELEPHONE
	[REDACTED]		[REDACTED]		[REDACTED]	[REDACTED]
	NAME		ADDRESS**		CITY STATE	TELEPHONE
	[REDACTED]		[REDACTED]		[REDACTED]	[REDACTED]

☐ SEE ATTACHED SHEET FOR ADDITIONAL ACCUSED, COMPLAINANTS, VICTIMS, WITNESSES

ALLEGATIONS
The complaint was received in the Office of Professional Standards via the Bell on 19 March 1997, at 0800 hours. The complainant alleged that on 18 March 1997, at approximately 2300 hours, inside the 012th District station, Officer Poholik: 1) slapped and punched [REDACTED] about his face and head. [REDACTED] further alleged that Officers Poholik and Daniels: 2) picked him up off the floor and then dropped him to the floor several times.

I.A.D. LOCATION CODES*

01	Food Sales/Restaurant	11	Public Transportation Veh./Facility
02	Tavern/Liquor Store	12	Park District Property
03	Other Business Establishment	13	Airport
04	Police Building	14	Public Property - Other
05	Lockup Facility	15	Other Private Premise
06	Police Maintenance Facility	16	Expressway/Interstate System
07	CPD Automotive Pound Facility	17	Public Way - Other
08	Other Police Property	18	Waterway, Incl. Park District
09	Police Communications System	19	Private Residence
10	Court Room		

I.A.D. PHYSICAL CONDITION CODES†

01	No Visible Injury - Apparently Normal
02	No Visible Injury - Under Influence
03	Injured, Not Hospitalized
04	Injured, Not Hospitalized - Under Influence
05	Injured, Hospitalized
06	Injured, Hospitalized - Under Influence
07	Injured, Refused Medical Aid
08	Injured, Refused Medical Aid - Under Influence
09	Deceased
10	Deceased - Under Influence

* CHICAGO POLICE DISTRICT MAP, 1997 EDITION. ** IF THE ADDRESS IS NOT KNOWN, PLEASE LEAVE THIS SPACE BLANK.

CPD 1141-1-100-100

1141-1-100-100

235418

Briefly summarize the investigation describing your efforts to prove or disprove the allegation(s). Indicate whether witnesses or evidence support or do not support the allegation(s). In sustained cases ONLY, copies of the accused member's Summary of Previous Disciplinary Actions and Record of Previous Complimentary History will be included as attachments.

SEE PAGE TWO

SUMMARY

ATTACH-
MENTS

INVESTIGATIVE REPORTS-- SUPPORTING ALLEGATION LIST ATTACHMENT NUMBERS:	INVESTIGATIVE REPORTS-- SUPPORTING ACCUSED MEMBER(S) LIST ATTACHMENT NUMBERS:	PHYSICAL EVIDENCE LIST ATTACHMENT NUMBERS:	TOTAL NUMBER OF ATTACHMENTS SUBMITTED WITH THIS FILE:
6	20, 26	17	27

Summarize the findings and recommendations. Rule violations will be cited by number only. One overall recommendation for Disciplinary Action will be made by the investigator. The recommendation will be for ALL sustained findings, recommendations will NOT be made for each sustained allegation.

Example: 1. Violation noted, no disciplinary action warranted. 2. That the accused member be reprimanded. 3. That the accused member be suspended for days (not to exceed 5 days).

FINDINGS:

Allegation #1: NOT SUSTAINED against Officer Robert Poholik

Allegation #2: NOT SUSTAINED against Officers Robert Poholik and James Daniels

APPROVED:

[Redacted Signature]

OPS Acting Supervisor Michael Duffy, #14

/1b

FINDINGS--RECOMMENDATIONS

DATE INITIATED
DATE COMPLAINT WAS
RECEIVED FOR INVESTIGATION

20 Apr 97

DATE COMPLETED
BY

29 Apr 97

FILED IN
FILED IN
FILED IN

40

Investigator will initiate the Command Channel Review form by completing the Investigator's Section

RECEIVED BY, USE APPROPRIATE INITIALS

[Redacted Signature]

OFFICE OF PROFESSIONAL STANDARDS

C. R. #235418

Page 2

SUMMARY OF INVESTIGATION:

The victim, [REDACTED] alleged that he was with [REDACTED] when they were stopped by the police and asked to step from the car. [REDACTED] was searched and then taken to the 012th District and placed in an interview room. [REDACTED] alleged that Officer Poholik ran a name check on him and found that he had an outstanding warrant. Officer Poholik then slapped [REDACTED] a couple of times and punched him on his temple. [REDACTED] called Officer Poholik a "motherfucker" and a "son-of-a-bitch" and threatened him to a fight. With this, Officer Poholik and his partner, Officer Daniels, lifted [REDACTED] off the floor and dropped him. [REDACTED] alleged that the officers did this to him two or three times. Officer Poholik then punched [REDACTED] about his face and head until he passed out. When [REDACTED] regained consciousness, he was taken to the lockup and then to [REDACTED]

[REDACTED] was supposed to supply the reporting investigator with information on how to contact [REDACTED] but he never did supply this information.

The arrest report of [REDACTED] indicates that he was stopped for traffic violations and a name check revealed that he had an outstanding warrant.

The lockup screening report indicates that when [REDACTED] was received in the lockup, he had swelling to his left eye and that he was complaining of blurred vision. [REDACTED] told the lockup personnel that he had just been released from [REDACTED] and that he needed his medicine. He was then transported to [REDACTED]

The medical records from [REDACTED] indicate that when [REDACTED] was examined, he complained that he had been punched and kicked by the police after his arrest. The medical examination revealed swelling and discoloration under his left eye and swelling and tenderness to his leg and neck.

Officer Poholik gave a statement in the Office of Professional Standards and he related that [REDACTED] was stopped after he was observed speeding and running two traffic lights. [REDACTED] was asked to step from his vehicle and show his driver's license. [REDACTED] did not have a driver's license and was placed in custody and taken to the 012th District for processing. A name check was run on him and it came back that he had a warrant. At this point, [REDACTED] became very irate and started screaming that he was psychotic and needed his medicine. The officers informed the desk sergeant that [REDACTED] needed medicine and called for a transport because they were ending their tour of duty. Officer Poholik stated that when [REDACTED] was first taken into custody, he noticed that [REDACTED] had some puffiness around one of his eyes which appeared to be from an old injury. Officer Poholik categorically denied the allegations

made against him.

Officer Daniels also gave a statement at the Office of Professional Standards and he related essentially the same account of his incident as Officer Poholik. Officer Daniels denied the allegations made against him.



/lb